## BEFORE THE APPEALS BOARD FOR THE KANSAS DIVISION OF WORKERS COMPENSATION

| CHRISTOPHER VAN DOWSEY        | )                    |
|-------------------------------|----------------------|
| Claimant                      | )                    |
| VS.                           | )                    |
|                               | ) Docket No. 225,210 |
| INDUSTRIAL ELECTRIC COMPANY   | )                    |
| Respondent                    | )                    |
| AND                           | )                    |
|                               | )                    |
| EMPLOYERS MUTUAL CASUALTY CO. | )                    |
| Insurance Carrier             | )                    |

## ORDER

On March 8, 2002, respondent and its insurance carrier filed an Application for Rehearing with the Division of Workers Compensation requesting this Board for a rehearing and reconsideration of its February 25, 2002, Order entered in the above captioned case. The Memorandum in Support of Application for Rehearing contends the Board did not use the proper legal standard for determining the appropriateness of a hypothetical question in deciding the case.

The Board has consistently held, and continues to hold, that the Workers Compensation Act does not provide for motions for rehearing or reconsideration. Accordingly, the Board must deny the request to rehear the February 25, 2002 Order.

**WHEREFORE**, the Board denies respondent and its insurance carrier's request to rehear the Board's February 25, 2002, Order.

T IS SO ORDERED.

Dated this \_\_\_\_ day of March, 2002.

| CHRISTOPHER VAN DOWSEY | 2            | DOCKET NO. 225,210 |
|------------------------|--------------|--------------------|
|                        | BOARD MEMBER |                    |
|                        | BOARD MEMBER |                    |
|                        | BOARD MEMBER |                    |

c: William L. Townsley, III, Attorney for Claimant James M. McVay, Attorney for Respondent Bruce E. Moore, Administrative Law Judge Philip S. Harness, Workers Compensation Director